



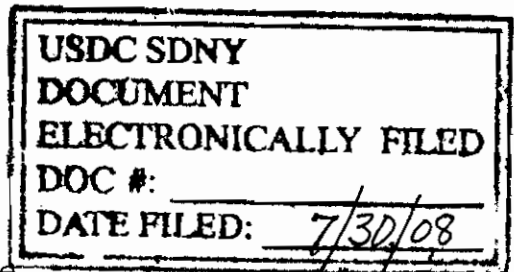
United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

July 29, 2008

By Hand

Honorable Douglas F. Eaton
United States Magistrate Judge
United States Courthouse
500 Pearl Street, Room 1360
New York, New York 10007



Re: Virginia Ortiz v. Astrue
07 Civ. 5672 (PAC) (DFE)

Dear Judge Eaton:

This Office represents the defendant, Commissioner of Social Security, in the above-referenced matter. On July 24, 2008, this Office received voluminous medical records from the Lebanon Hospital pertaining to plaintiff pro se. To permit defendant sufficient time to review these medical records, I respectfully request an extension of thirty days to file defendant's motion for judgment on the pleadings, which is currently due on August 8, 2008.

Should the Court approve this request, defendant's motion will be due by September 8, 2008 (September 7, 2008 falls on a Sunday). Plaintiff pro se will file her opposition by October 8, 2008. Defendant will file his reply, if any, by October 22, 2008.

This is defendant's first request for an extension on the briefing schedule. We attempted to reach plaintiff pro se on several occasions, but did not return our telephone calls.

7/30/08 - I approve this revised briefing schedule.
Douglas F. Eaton

MEMO ENDORSED

USDC SDNY
DATE SCANNED

7/30/08

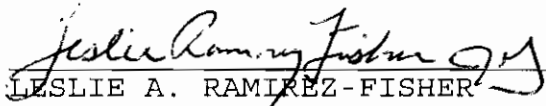
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Thank you for your consideration of this request.

Respectfully,

MICHAEL J. GARCIA
United States Attorney

By:


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cc: Virginia Ortiz, Plaintiff Pro Se (By Federal Express)